### **PATENT**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re:

Patent application of

Attorney Docket No.:

Jason O. Adams, et al.

6232-248 (190363)

Serial No.:

10/686,387

Group Art Unit:

Confirmation No. 6310

2832

**FAX RECEIVED** 

Filed:

October 14, 2003

Examiner:

AUG 0 5 2005

For:

Switch Assembly

Scott, James POFFICE OF PETITIONS

# PETITION TO WITHDRAW FROM ISSUE

Mail Stop PETITION Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 FAX NO. 1 571 273 0025

This is a petition to withdraw the above application from issue pursuant to 37 CFR §1.313(c)(2) for consideration of a Request for Continued Examination under 37 CFR §1.114.

A check in the amount of \$920.00 is enclosed for the petition fee and the fee for the RCE. Please charge any additional fee due in connection with the present filing, or credit any overpayment, to Deposit Account No. 50-0573.

Remarks begin on page 2 of this document.

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#### CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence, along with any paper referred to as being attached or enclosed, is being facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.

BY

Katie Keogh

DATE:

August 5, 2005

Appl. No. 10/686,387 Petition to withdraw from issue

### REMARKS

The issue fee was paid in the present application on May 20, 2005.

Applicants hereby petition for withdrawal of the present application from issue under 37 CFR §1.313. Withdrawal from issue upon petition by the applicants is proper under §1.313(c)(2) for consideration of a Request for Continued Examination.

A Request for Continued Examination is proper under §1.114(a)(1) and (c) for consideration of an information disclosure statement.

An information disclosure statement is filed herewith.

Withdrawal from issue is necessary because the information disclosure statement is based on an International Search Report that was issued on May 30, 2005, after the date of payment of the issue fee. It is noted that MPEP § 609 III B (4) expressly instructs this procedure in the present situation.

The following fees are payable and are being paid by check submitted herewith:

§1.17(h) Petition fee under for withdrawal from issue:

\$130.00

§1.17(e) Fee for RCE:

\$790.00

Total fee:

\$920.00

Respectfully submitted,

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#### FACSIMILE INFORMATION SHEET

FROM: Gregory J. Lavorgna (215) 988-3309

TO: Ex. James R. Scott

DATE: August 5, 2005

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